

MAY 2002

PTO/SB/64/PCT (10-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)		Docket Number (Optional) NREL 99-45
First named inventor: William S. Adney et al.		
International (PCT) Application No.:	PCT/US00/19007	U.S. Application No.: (if known) 10/031,496
Filed:	July 13, 2000	
Title:	CELLOBIOHYDROLASE GENE AND IMPROVED VARIANTS	
Attention: PCT Legal Staff Box PCT Assistant Commissioner for Patents Washington, D.C. 20231		
<p>The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the time set in 37 CFR 1.494(b) or (c) or 1.495(b) or (c) as applicable). The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.494(g) or 1.495(h).</p>		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION		
NOTE: A grantable petition requires the following items:		
<ul style="list-style-type: none"> (1) Petition fee (2) Proper reply (3) Terminal disclaimer with disclaimer fee--required for all international applications having an international filing date before June 8, 1995; and (4) Statement that the entire delay was unintentional. 		
1. Petition fee		
<input checked="" type="checkbox"/> Small entity - fee \$ <u>640.00</u> (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.		
<input type="checkbox"/> Other than small entity - fee \$ _____ (37 CFR 1.17(m))		
2. Proper reply		
A. The proper reply (the missing 35 U.S.C. 371(c) requirement(s) in the form of <u>Statement to Revive Abandoned Application</u> (identify type of reply)):		
<input type="checkbox"/> has been filed previously on _____.		
<input checked="" type="checkbox"/> is enclosed herewith.		

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

3. Terminal disclaimer with disclaimer fee

Since this international application has an international filing date on or after June 8, 1995, no terminal disclaimer is required.

A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

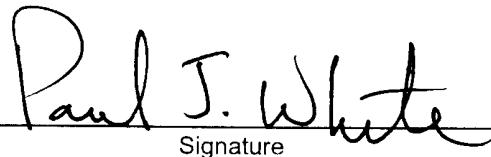
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

May 9, 2002

Date

Telephone

Number: (303) 384-7575



Signature

Paul J. White

Typed or printed name

National Renewable Energy Lab.

Address

1617 Cole Blvd.

Golden, CO 80401

Enclosures: Response

Fee Payment

Terminal Disclaimer Form

Statement

U.S. PATENT & TRADEMARK OFFICE

Applicant(s): William S. Adney et al.)
)
International (PCT) Application No.:)
 PCT/US00/19007)
)
Serial No.: 10/031496)
)
Filed: July 13, 2000)
) Atty. Dkt. No.: NREL 99-45
Title: Cellobiohydrolase Gene)
 And Improved Variants)

STATEMENT TO REVIVE ABANDONED APPLICATION

Assistant Commissioner for Patents
Box PCT
Washington, DC 20231

Attn: PCT Legal Staff

Applicants filed the above-identified application to the United States Designated Office Under 35 U.S.C. 1.371 on January 14, 2002. However, Applicants erroneously typed the wrong deposit account number on the Transmittal Letter form. Applicants were unaware of the error until it was brought to their attention by the U.S. Patent Office in another application. The Deposit Account Number 14-1460 listed on the second page of the Transmittal Letter form was incorrect and should have read 14-0460. Applicants state that the error was done unintentionally and hopes that the Petition to Revive of the International Application will be granted.

Dated: May 10 2002.

Respectfully submitted,



Paul J. White, Reg. No. 30,346
Attorney for Applicants

National Renewable Energy Laboratory
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Golden, CO 80401
303/384-7575

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

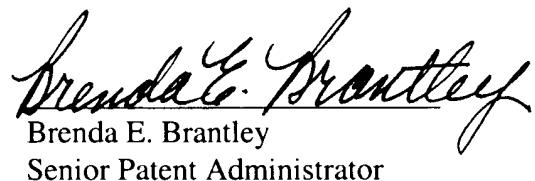
Applicant(s): William S. Adney et al.))
)	Art Unit: Not Yet Accorded
Serial No.: 10/031,496))
)	Examiner: Not Yet Accorded
PCT SN: PCT/00/19007))
))
Filing Date: July 13, 2000))
))
Title: Cellobiohydrolase Gene and Improved Variants)	Atty. Dkt. No.: NREL 99-45
))

CERTIFICATE OF MAILING UNDER 37 CFR § 1.8

I hereby certify that the following attached items:

- (1) Fee Transmittal
- (2) Petition for Revival of an International Application for Patent
Designating the U.S. Abandoned Unintentionally Under 37 CFR 1.137(b)
[2 pages]
- (3) Statement to Revive Abandoned Application
- (4) Postcard receipt

are being deposited in the United States Postal Service as first class mail, postage pre-paid, in an envelope addressed to: Assistant Commissioner for Patents, Box PCT, Washington, DC. 20231 on this 10th day of May 2002.



Brenda E. Brantley
Senior Patent Administrator

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